UNITED STATES DISTRICT COURT DISTRICT OF MINNESOTA

BOARD OF TRUSTEES OF THE MIDWEST TEAMSTERS MEMBER 401(k) PLAN,

Civil No. 21-2212 (JRT/JFD)

Plaintiff,

v. ORDER

H. BROOKS AND COMPANY LLC, doing business as H. Brooks and Company; and JASON JAYNES, as Manager of H. Brooks and Company LLC, in his personal capacity,

Defendants.

This matter is before the Court on the Report and Recommendation issued on February 10, 2022 (Dkt. No. 11). No party has objected to the Report and Recommendation. Accordingly, **IT IS HEREBY ORDERED** that:

- 1. The Report and Recommendation (Dkt. No. 11) is ADOPTED; and
- 2. All claims against Defendant Jason Jaynes are **DISMISSED WITHOUT PREJUDICE** pursuant to Federal Rule of Civil Procedure 4(m).

Dated: May 16, 2022 at Minneapolis, Minnesota

s/John R. Tunheim

JOHN R. TUNHEIM

Chief Judge

United States District Court